

ENTRY INTO FORCE OF LGPD PROVISIONALLY POSTPONED TO MAY 3, 2021

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Provisional Measure 959 (“MP 959”), of April 29, 2020, whose main subject is the operationalization of the so-called Emergency Aid (benefit of R\$ 600 to a certain group of people whose income was affected by the coronavirus crisis), also establishes, in its article 4, the extension of the vacatio legis of Law 13709/2018 – **General Data Protection Law (“LGPD”)**, postponing its **entry into force** to **May 3, 2021**.

IMPORTANT

MP 959 came into force on the date of its publication and produces effects immediately, but it must be examined by the Chamber of Deputies and the Senate to be converted into law. In case it is not converted within 60 days (extendable for another 60 days), the text loses its effectiveness.

ATTENTION

There are several Bills (“PL”) that also intend to change the term of the LGPD, the main ones being:

- **PL 1027/2020** proposes to postpone the date for LGPD provisions to entry into force to February 16, 2022
- **PL 1179/2020** proposes an "*Emergency and Transitional Legal Regime for Private Law Legal Relations*" during the Coronavirus pandemic period. Among other matters, it seeks to change the entry into force of the LGPD to January 31, 2021, except in relation to the rules on the imposition of sanctions, which would become effective only on August 1, 2021
- **PL 1198/2020** proposes that the date of entry into force of the LGPD be maintained, but that the penalties provided for in article 52 of the Law should be applied only after a period of twelve months after the beginning of the term

Therefore, there is still no definition of when the LGPD will come into force, and it is possible that the term will undergo further changes. We are following the matter and we will keep you posted.

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